

### **REMARKS**

This Amendment is in response to the Office Action mailed December 3, 2007. In the Office Action, claims 1-24 and 25-37 have been rejected as being based upon a defective reissue oath/declaration under 35 U.S.C. §251. While Applicants respectfully disagree with the rejection because the requisite language that all errors arose without any deceptive intent is already pre-printed on page 2 of PTO/SB/51 declaration form.

However, to facilitate prosecution of the subject application, the undersigned attorney contacted the Examiner and an agreement was reached that the language set forth in the Supplemental Declaration provided herewith is acceptable. Hence, reconsideration and acceptance of the submitted Supplemental Declaration is respectfully requested.

Lastly, the Examiner is respectfully reminded that, in accordance with 37 C.F.R. §1.178(a), there is no requirement to physically surrender the Letters Patent.

### ***Conclusion***

In view of the remarks made above, it is respectfully submitted that pending claims 1-37 are allowable over the prior art of record. Thus, the patentee respectfully submits that all the pending claims are in condition for allowance, and such action is earnestly solicited at the earliest possible date. The Examiner is respectfully requested to contact the undersigned by telephone if it is believed that such contact would further the examination of the present application. To the extent necessary, a petition for an extension of time under 37 C.F.R. is hereby made. Please charge any shortage in fees in connection with the filing of this paper, including extension of time fees, to Deposit Account 02-2666 and please credit any excess fees to such account.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: February 8, 2008

By

  
William W. Schaal

Reg. No. 39,018

Tel.: (714) 557-3800 (Pacific Coast)

1270 Oakmead Parkway  
Sunnyvale, CA 94085-4040